

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON

S&T OIL EQUIPMENT & MACHINERY LTD.,)	FILED UNDER SEAL
VALERIAN SIMIRICA,)	
)	
vs.)	Cause No. H-11-542
)	
JURIDICA INVESTMENTS, LTD.,)	
JURIDICA CAPITAL MANAGEMENT LIMITED))	
JURIDICA CAPITAL MANAGEMENT (US) INC.))	

MOTION TO DISMISS IN FAVOR OF ARBITRATION

Plaintiffs filed this action in direct violation of an enforceable, mandatory arbitration provision contained in the Investment Agreement between Plaintiffs and Defendant Juridica Investments Limited (“JIL”). Pursuant to Section 15.2 of that agreement, the Convention on the Recognition and Enforcement of Foreign Arbitral Awards (the “Convention”), and the Federal Arbitration Act (the “FAA”), Defendants hereby move to dismiss the Complaint. Defendants also ask the Court to award them their costs and expenses in pursuing this motion, including attorneys’ fees, as provided in Section 15.7 of the Agreement and for all other just and proper relief.

Defendants have submitted a brief and supporting affidavit with this motion.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on February 23, 2011, I electronically filed the foregoing with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing to the following:

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